

## Surface Mining Reclamation and Enforcement, Interior

## § 950.15

(7) Addition of the phrase “or an alternative success standard approved by the Administrator” to Chapter IV, section 2(d)(vi);

(8)–(9) [Reserved]

(10) All revisions to Chapter IV, section 3(a)(ix) concerning cut-and-fill terraces;

(11) Addition of section 1(a)(ii)(C), section 2(c), and section 3 to Chapter IX, which would have provided a general variance from the approximate original requirements; and

(12) All revisions to Chapter XVII, which would have introduced a new enforcement scheme.

(b) The following provision of the Rules and Regulations of the Land Quality Division of the Wyoming Department of Environmental Quality, as submitted on December 13, 1985, is hereby disapproved: Addition of section 1(b)(iii) to Chapter XII which would

have allowed personal property other than allowed by 30 CFR 800.5 (cash accounts, negotiable bonds, certificates of deposit, and letters of credit) to be posted as collateral bond.

[51 FR 42218, Nov. 24, 1986, as amended at 52 FR 16847, May 6, 1987; 57 FR 48991, Oct. 29, 1992; 59 FR 14753, Mar. 30, 1994; 68 FR 62523, Nov. 5, 2003]

### § 950.15 Approval of Wyoming regulatory program amendments.

The following is a list of the dates amendments were submitted to OSM, the dates when the Director's decision approving all, or portions of these amendments, were published in the FEDERAL REGISTER and the State citations or a brief description of each amendment. The amendments in this table are listed in order of the date of final publication in the FEDERAL REGISTER.

Original amendment submission date	Date of final publication	Citation/description
March 26, 1981, April 8, 1981.	February 18, 1982 ..	LQD Rules, Ch I, § 2(14) defining “complete application;” Ch II, §§ 1.c., 2.a.(1)(f)(ii), 3.a(6)(b)(iii), (d)(ii); Ch IV, §§ 2.c.(2)(a), 2.d.(6), 3.p.(1)(a); sworn applicant statement regarding reclamation fees payment.
May 26, 1982 .....	September 27, 1982	LQD Rules, Ch I, § 2(99).
March 3, 8 and 21, 1983.	November 9, 1983 ..	W.S. 35–11–103(e) (xxii), (xxiii) defining “complete application,” “deficiency” in permit applications, “interim mine stabilization;” W.S. 35–11–401(n), 406(h); LQD Rules, Ch I, § 2; Ch XIII, § 2; Ch XVI, §§ 1 through 6.
June 25, 1984 .....	February 28, 1985 ..	LQD Rules, Ch IV, §§ 1, 2; Ch XII, §§ 1 through 7; Ch XVII, §§ 1 through 3.
September 21, 1984	December 3, 1985 ..	LQD Rules, Ch I, § 2; Ch XIII.
October 12, 1984 .....	December 13, 1985	LQD Rules, Ch VI, § 6.
June 19, 1985 .....	January 2, 1986 .....	LQD Rules, Ch X, and accompanying Appendix A.
June 10, 1985 .....	March 31, 1986 .....	LQD Rules, Ch II, § 3; Ch III, § 2; Ch V, §§ 1, 6, 7; Ch VI, §§ 2 through 5; Ch VII, §§ 1 through 4; Ch XI, §§ 1 through 4, 6; Ch XVI, §§ 1 through 5; Ch XVIII, §§ 1 through 5.
May 1, 1986 .....	November 24, 1986	LQD Rules, Chs I, II, III, IV, IX, XII, XIV, XXIII; Appendix A, “Vegetation Sampling Methods and Reclamation Success Standards for Surface Coal Mining Operations”.
December 13, 1985 ..	May 6, 1987 .....	LQD Rules, Ch XII, “Self-Bonding Program”.
March 31, 1989 .....	July 25, 1990 .....	LQD Rules, Ch I, § 2; Ch II, §§ 2, 3; Ch IV, §§ 2, 3; Ch V, §§ 2, 6, 7; Ch VI, §§ 3, 4; Ch VII, §§ 1, 4; Ch IX, §§ 1, 2, 3; Ch XI, §§ 1, 3; Ch XII, §§ 1 through 4, 6; Ch XIII, § 1; Ch XIV, §§ 1, 2; Ch XVI, §§ 1, 3, 4; Ch XVII, §§ 1, 2; Ch XVIII, §§ 1, 3.
May 1, 1986 .....	January 29, 1991 ...	LQD Rules, Ch IV, §§ 3(h)(iii)(A), (B); Ch VI, § 3(c)(ii)(C)(I).
March 21, 1991 .....	July 8, 1992 .....	W.S. Article 1, subsection 35–11–103(e) (xxvi), (xxvii); Article 4, subsection 35–11–402(b).
June 24, 1991 .....	October 29, 1992 ...	W.S. 35–11–103(d)(ii)(D); LQD Rules, Ch I, §§ 2(br), (ba), 3(b)(i); Ch II, §§ 3(a)(vi)(E), (M), (b)(xvi)(D), (xx), (v)(C); Ch IV, §§ 3(d)(vii), (e)(i)(H); Ch XI, § 2(b)(iv); Ch XII, § 1(a); Ch XIII, § 1(a)(v)(A); Ch XXI, § 3(b)(vii), (x).
March 19, 1993 .....	August 23, 1993 .....	W.S. 35–11–406(h), (j).
July 8, 1992 .....	October 7, 1993 .....	LQD Rules, Ch II, § 3(b)(iv)(B); Ch IV, § 3(o)(iv); Appendix B, “Wildlife Monitoring Requirements for Surface Coal Mining Operations”.
July 24, 1992 .....	November 2, 1993 ..	LQD Rules, Ch I, § 2(e); Ch II, § 3(a)(i)(D); Ch XIV, §§ 2(b)(i), 6(a).
August 18, 1982, March 9, 1993.	January 24, 1994 ...	W.S. 35–11–437(f); LQD Rules, Ch I, § 2(cv) defining “toxic materials;” Ch II, § 7; Ch V pertaining to the award of costs and expenses in administrative proceedings; Ch VI pertaining to informal review by the Director.
December 15, 1992, August 6, 1993.	March 30, 1994 .....	LQD Rules, Chs I through XX, Appendices A, B.
May 1, 1986 .....	June 30, 1994 .....	LQD Rules, Ch IV, § 2(b)(i).
April 13, 1994 .....	October 21, 1994 ...	W.S. 35–11–437(f), (g).
November 8, 1994 ...	March 17, 1995 .....	Appendix B, §§ C, E.
June 2, 1995 .....	September 14, 1995	W.S. 35–11–406(j).
April 21, 1995 .....	February 21, 1996 ..	W.S. 35–11–1206(a), (b), –1209(a), (b).

Original amendment submission date	Date of final publication	Citation/description
November 29, 1995 ..	August 6, 1996 .....	W.S. 35–11–103(e)(xxviii), (xxix), (xxx); 35–11–402(b), (c); Ch I, § 2(ac), (ax), (bc)(iii), (viii), (xi), (v), (w); Ch. II, § 2(a)(vi)(G)(II), (b)(iv)(C); Ch. IV, § 2(d)(x)(E)(I), (II), (III), appendix A; Ch X, § 4(e); Ch XI, § 5(a); Ch. XIII, § 1(a).
April 18, 1996 .....	August 27, 1996 .....	W.S. 35–11–426(a), (b); 35–11–431(a)(vi).
July 13, 1998 .....	October 1, 1999 .....	Chapter 1, Section 2(ac); Chapter 1, Section 2(v); Chapter 2, Section 1(e); Chapter 2, Section 2(a)(vi)(G)(II); Chapter 2, Section 2(a)(vi)(H); Chapter 2, Section 2(a)(vi)(J); Chapter 2, Section 2(a)(vi)(J)(II); Chapter 2, Section 2(b)(iv)(C); Chapter 2, Section 2(b)(vi)(C); Chapter 4, Section 2(c)(ix); Chapter 4, Section 2(d)(x)(E)(I); Chapter 4, Section e(d)(x)(E)(III); Chapter 8, Sections 3–4–5; Chapter 12, Section 1(a)(iv)(B); Chapter 12, Section 1(a)(v)(C); Chapter 12, Section 1(b)(ii); Chapter 16, Sections 3 (c) and (f); Appendix A, Appendix IV; Appendix A, Options I–IV; Appendix A, Section II.C.2.c; Appendix A, Section II.C.3; Appendix A, Section VIII.E.
July 20, 2001 .....	November 6, 2002 ..	Ch. 2, Sec. 2(a)(vi)(L)(III); Ch. 2, Sec. 2(a)(vi)(L)(iv); Ch. 2, Sec. 2(a)(vi)(M)(III); Ch. 2, Sec. 2(a)(vi)(M)(III)(4); Ch. 2, Sec. 2(a)(vi)(O); Ch. 2, Sec. 2(b)(xi)(D)(I)(1); Ch. 2, Sec. 2(b)(xi)(D)(I)(2); Ch. 2, Sec. 2(b)(xi)(D)(I)(3); Ch. 2, Sec. 2(b)(xi)(D)(II)(1 and 2); Ch. 2, Sec. 2(b)(xii); Ch. 3, Sec. 2(c)(viii)(D)–(G); Ch. 4, Sec. 2(c)(xii)(D)(iv); Ch. 4, Sec. 2(i)(i); Ch. 4, Sec. 2(w); Appendix A, Appendix IV; 30 CFR 950.12(a)(4); 30 CFR 950.16(ii)(2); 30 CFR 950.16(jj).
April 30, 2002 .....	May 8, 2003 .....	Chapter 1, Section 2(by). Chapter 4, Section 2(b)(iv). Chapter 11, Sections 1(a), 2(a), 3(b), 3(c), 4(a). Chapter 12, Section 1(b), Section 2(d)(iii). Chapter 13, Section 1(a), (b), (c), (d)(iv)(D). Chapter 15, Section 7.
November 28, 2002 ..	November 5, 2003 ..	Chap. 1, Section 2, 2(a), 2(b); Chap. 1, Section 2(ah); Chap. 1, Section 2(bu); Chap. 1, Section 2(bz); Chap. 2, Section 2(a) and (b); Chap. 2, Section 2(a)(v), 2(a)(v)(I)(1), 2(b)(iii) and 2(b)(xxi); Chap. 2, Section 2(b)(i)(D)(V); Chap. 2, Section 2(b)(iv)(G); Chap. 2, Section 2(b)(xix); Chap. 4, Section 2(c)(i)(A); Chap. 4, Section 2(c)(xi)(F); Chap. 4, Section 2(c)(xi)(G); Chap. 4, Section 2(j); Chap. 4, Section 2(j)(i)(A); Chap. 4, Section 2(j)(ii); Chap. 4, Section 2(j)(iii); Chap. 4, Section 2(j)(iii)(B); Chap. 4, Section 2(j)(iii)(C)(I); Chap. 4, Section 2(j)(iii)(C)(II); Chap. 4, Section 2(j)(iii)(C)(III); Chap. 4, Section 2(j)(iii)(C)(v); Chap. 4, Section 2(j)(iii)(D); Chap. 4, Section 2(j)(iv); Chap. 4, Section 2(j)(v); Chap. 4, Section 2(j)(vi); Chap. 4, Section 2(j)(vii); Chap. 4, Section 2(j)(viii); Chap. 4, Section 2(m); Chap. 4, Section 2(n)(ii)(B)(2); Chap. 4, Section 2(x); Chap. 5, Section 7(a)(ii); Chap. 12, Section 1(a)(v); Chap. 18, Section 3(c)(xvii), Section 3(d)(vi)(A), Section 3(d)(x); Appendix A, Appendix IV
May 21, 2004 .....	April 4, 2005 .....	Coal Rules: Chapter 1, sections 2(i) and (ce); chapter 4, sections 2(b)(iv)(A), (b)(ix), (b)(ix)(A), (B), and (C); Chapter 10, sections 1, 1(b)(iii), 2(b), (b)(i), (ii), (iii), (iv), (v), (vi), (vii), (viii), (ix), (x), (xi), and (xii), 3(b), 4(e), 8, 8(a), 8(b), (b)(i), (ii), (ii)(A), (ii)(B), (ii)(C), (iii), and (iv).
October 24, 2005 .....	August 28, 2006 .....	Chapter 4, Section 2(b)(iv); Chapter 4, Section 2(d)(ix); Chapter 4, Section 2(d)(x); Chapter 4, Section 2(d)(x), Appendix A, Subsection III.A; VII.E; VIII.A & VIII.F; Chapter 4, Section 2(d)(x)(E)(I)&(II); Chapter 4, Section 2(d)(x)(E)(III) & (F); Chapter 4, Section 2(d)(x)(J); Chapter 4, Section 2(d)(xiv); Chapter 15, Section 1(a); Chapter 15, Section 1(b)
October 24, 2005 .....	August 28, 2006 .....	Chapter 4, Section 2(b)(iv); Chapter 4, Section 2(d)(ix); Chapter 4, Section 2(d)(x); Chapter 4, Section 2(d)(x), Appendix A, Subsection III.A; VII.E; VIII.A & VIII.F
March 7, 2006 .....	October 14, 2009 ...	Chapter 4, Section 2(d)(x)(E)(I)&(II); Chapter 4, Section 2(d)(x)(E)(III) & (F); Chapter 4, Section 2(d)(x)(J); Chapter 4, Section 2(d)(xiv); Chapter 15, Section 1(a); Chapter 15, Section 1(b) Chapter 11, Section 2(a)(vii)(A).

## Surface Mining Reclamation and Enforcement, Interior

§ 950.16

Original amendment submission date	Date of final publication	Citation/description
October 15, 2009 .....	June 14, 2011 .....	Chap. 1, Section 2(f); ; Chap. 1, Section 2(j); ; Chap. 1, Section 2(k); ; Chap. 1, Section 2(l); ; Chap. 1, Section 2(m); ; Chap. 1, Section 2(n); ; Chap. 1, Section 2(p); ; Chap. 1, Section 2(r); ; Chap. 1, Section 2(s); ; Chap. 1, Section 2(z); ; Chap. 1, Section 2(aa); ; Chap. 1, Section 2(ab); ; Chap. 1, Section 2(ae); ; Chap. 1, Section 2(ak); ; Chap. 1, Section 2(am); ; Chap. 1, Section 2(ao); ; Chap. 1, Section 2(ap); ; Chap. 1, Section 2(as); ; Chap. 1, Section 2(az); ; Chap. 1, Section 2(bd); ; Chap. 1, Section 2(be); ; Chap. 1, Section 2(bf); ; Chap. 1, Section 2(bg); ; Chap. 1, Section 2(bm); ; Chap. 1, Section 2(bs); ; Chap. 1, Section 2(bu); ; Chap. 1, Section 2(bv); ; Chap. 1, Section 2(by)(ii); ; Chap. 1, Section 2(bz); ; Chap. 1, Section 2(ca); ; Chap. 1, Section 2(cb); ; Chap. 1, Section 2(cc); ; Chap. 1, Section 2(cg); ; Chap. 1, Section 2(cj); ; Chap. 1, Section 2(cl); ; Chap. 1, Section 2(cm); ; Chap. 1, Section 2(co); ; Chap. 1, Section 2(cs); ; Chap. 1, Section 2(cu); ; Chap. 1, Section 2(cx); ; Chap. 1, Section 2(da); ; Chap. 1, Section 2(df); ; Chap. 1, Section 2(dg); ; Chap. 1, Section 2(dh); ; Chap. 1, Section 2(di); ; Chap. 1, Section 2(dj); ; Chap. 1, Section 2(dm); ; Chap. 1, Section 2(dp); ; Chap. 1, Section 2(ds); ; Chap. 1, Section 2(dt); ; Chap. 1, Section 2(dv); ; Chap. 1, Section 2(dw); ; Chap. 1, Section 2(dx); ; Chap. 1, Section 2(dy); ; Chap. 1, Section 2(dz); ; Chap. 1, Section 2(ef); ; Chap. 1, Section 2(eg); ; Chap. 1, Section 2(el); ; Chap. 1, Section 2(eo); ; Chap. 1, Section 2(es); ; Chap. 1, Section 2(eu); ; Chap. 1, Section 2(ex); ; Chap. 1, Section 2(ey); ; Chap. 1, Section 2(ez); ; Chap. 1, Section 2(fe); ; Chap. 1, Section 2(ff); ; Chap. 1, Section 2(fm); ; Chap. 1, Section 2(fn); ; Chap. 2, Section 2(b)(iv)(C); ; Chap. 2, Section 2(c)(xii)(D)(II); ; Chap. 2, Section 3(a)-(m); ; Chap. 2, Section 6(b)(iii)(D); ; Chap. 2, Section 6(b)(iii)(E)(VII); ; Chap. 2, Section 6(b)(iii)(G); ; Chap. 4, Section 2(c)(xii)(D)(II); ; Chap. 4, Section 2(d)(i)(G); ; Chap. 4, Section 2(d)(i)(I); ; Chap. 4, Section 2(d)(i)(M)(I) and (III)-(XI); ; Chap. 4, Section 2(d)(i)(N); ; Chap. 4, Section 2(g)(iv)(L); ; Chap. 4, Section 2(g)(iv)(M); ; Chap. 4, Section 2(g)(v)(A); ; Chap. 4, Section 2(g)(v)(B); ; Chap. 5, Section 2(b)(iii); ; also all minor, editorial, and codification changes and all reorganized or relocated rules.

[62 FR 9958, Mar. 5, 1997, as amended at 64 FR 53208, Oct. 1, 1999; 67 FR 67547, Nov. 6, 2002; 68 FR 24652, May 8, 2003; 68 FR 62523, Nov. 5, 2003; 70 FR 16954, Apr. 4, 2005; 71 FR 50855, Aug. 28, 2006; 74 FR 52685, Oct. 14, 2009; 76 FR 34835, June 14, 2011]

### § 950.16 Required program amendments.

Pursuant to 30 CFR 732.17 Wyoming is required to submit for OSMRE's approval the following proposed program amendments by the dates specified.

(a)–(c) [Reserved]

(d) By September 24, 1990, Wyoming shall submit a revision to its permanent program rules at chapter IV, section 3(i) or otherwise propose to amend its program to require a quarterly ground water monitoring for surface and underground coal mining operations.

(e) By September 24, 1990, Wyoming shall submit a revision to its permanent program rules at chapter IV, section 3(u) or otherwise propose to amend its program to give the State the authority to require additional preventive, remedial, or monitoring measures to assure that material damage to the hydrologic balance outside the permit area is prevented with regard to both surface and underground coal mining operations.

(f)–(g) [Reserved]

(h) By June 30, 1987, Wyoming shall submit revisions of the LQD rules at Chapter II section 3(a)(vi)(J)(II) or otherwise propose to amend its program to provide that the groundwater quality description in a permit application must include pH.

(i) By June 30, 1987, Wyoming shall submit revisions to the LQD rules at Chapter II section 3(b)(ix)(D) or otherwise propose to amend its program to specify the minimum groundwater quality parameters that must be monitored.

(j)–(o) [Reserved]

(p) By September 8, 1992, Wyoming shall submit a proposed revision to chapter II, section 3(b)(iv)(A) of the Rules and Regulations of the Land Quality Division of the Department of Environmental Quality, or otherwise propose to amend its program, to specify that, when fish and wildlife enhancement measures are not included in a